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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1637

PATENT
1377-0156P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: T.V. MCCARTHY et al. Conf.: 3757
Appl. No.: 09/673,739 Group: 1637
Filed: October 20, 2000 Examiner: J. Tung
For: A METHOD FOR THE CHARACTERIZATION OF
NUCLEIC ACID MOLECULES INVOLVING
GENERATION OF EXTENDIBLE UPSTREAM DNA
FRAGMENTS RESULTING FROM THE CLEAVAGE OF
NUCLEIC ACID AT AN ABASIC SITE

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 23, 2005

Sir:

Applicants hereby appeal to the Board of Appeals from the Office Action dated August 24, 2002 of the Primary Examiner twice rejecting claims 1-21 and 23.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Office Action. Thus a fee of \$510.00 is required for the full period of the above-requested extension of time.

☐ An extension of () month(s) for responding to the

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Office Action was previously requested and paid for on . Thus a fee of \$0.00 is required to obtain an additional () month(s) for filing the Notice of Appeal.

☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☐ Large entity - \$500.00

☒ Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$760.00.

Payment of the above TOTAL FEE is being made in the following manner:

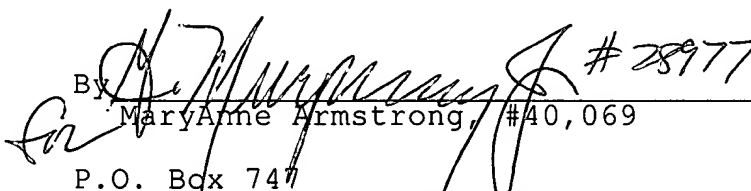
☒ Check(s) in the amount of \$760.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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